

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RALPH TANCREDI,

Plaintiff,

-against-

DAVID HALL, individually, VINCENT  
MUSSOLINO, individually, EDWARD  
LUCAS, individually, RICHARD "DOE"  
and LAWRENCE "DOE",

**07 Civ. 7485 (WCC)**

**NOTICE OF MOTION**

Defendants.

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PLEASE TAKE NOTICE that upon the annexed affidavits of Anthony Marraccini, Vincent Musollino, Edward Lucas and Joshua Clark, and exhibits thereto and Memorandum of Law and all other papers filed herein, the Defendants, David Hall, Vincent Musollino, Edward Lucas and Town/Village of Harrison, by their attorneys, Bond Schoeneck & King, PLLC, will move before this Court before the Honorable William C. Conner, United States District Court Judge for the Southern District of New York, 300 Quarropas Street, White Plains, New York 10601 on a date and time to be determined by the Court for an order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing the complaint and/or an order granting the individual defendants immunity from suit and any other relief this Court deems appropriate, equitable and proper.

PLEASE TAKE FURTHER NOTICE that any answering papers must be filed by January 7, 2008. Any reply shall be filed on or before January 17, 2008.

Dated: Garden City, New York  
December 10, 2007

Respectfully submitted,

Bond, Schoeneck & King, PLLC

By: s/Mark N. Reinharz  
Mark N. Reinharz (6201)  
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To:

Jonathan Lovett, Esq.  
Lovett & Gould, LLP  
222 Bloomingdale Road  
White Plains, NY 10605

## CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2007, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Southern District's Local Rules, and/or the Southern District's Rules on Electronic service upon the following parties and participants:

Jonathan Lovett, Esq.  
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White Plains, New York 10605  
Attorney for Plaintiffs

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